

REMARKS

In the present Amendment, Claim 1 has been amended to incorporate the subject matters of Claims 4 and 5 and to recite that the filler consists of at least one whisker. Section 112 support for the amendment is found, for example, at page 4, line 23 to page 5, line 6 of the specification. Claims 4 and 5 have been cancelled, accordingly. Claim 3 has been amended to improve its form. Claim 6 has been amended to depend from Claim 1. No new matter has been added, and entry of the Amendment is respectfully requested.

Upon entry of the Amendment, Claims 1-3 and 6-8 will be pending.

At page 2 of the Action, Claim 3 has been objected to for alleged informalities.

As noted, Claim 3 has been amended to address the Examiner's concern. Withdrawal of the objection to Claim 3 is respectfully requested.

At page 3 of the Action, Claims 1-8 have been rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by or, in the alternative, under 35 U.S.C. § 103(a) as allegedly being obvious over JP 06-340799.

Applicants submit that this rejection should be withdrawn because JP '799 does not disclose or render obvious the present invention.

JP '799 discloses a conductive resin composition comprising polyester resin (PET, PBT) and carbon black ([0004], [0006] and Examples of the English translation).

The Examiner states that in the event that any minor modifications are necessary to meet the claimed limitations, such as selection of a particular non-conductive filler such as calcium silicate, such modifications are well within the purview of the skilled artisan. Kyung (US 2003/0148200) is cited as disclosing the addition of such to base resin composition. ([0033] and [0050]).

Claim 1 as amended recites that a base resin contains a polyester resin and a filler consisting of at least one whisker, and the amount of the filler admixed is 10 to 50 parts by weight with respect to 100 parts by weight of the resin.

None of JP '799 and Kyung disclose any whisker as a filler.

Applicants disclose “[i]n particular, from the viewpoint of emphasizing improvement in elasticity or strength in particular, conventional whiskers or fibers are useful, which include fibrous calcium silicate, potassium titanate, silicon carbide, silicon nitride, magnesium oxide, potassium titanate, aluminum hydroxide, and the like. Among them, fibrous filler, especially whisker of calcium silicate is preferable.” See, page 4, line 28 to page 5, line 3 of the specification.

A whisker such as calcium silicate is especially preferable as a filler in order to improve elasticity or strength of an electrically conductive thermoplastic resin composition.

JP '799 and Kyung do not teach or suggest such remarkable effects provided by adding a whisker. Accordingly, the present invention is not taught by or obvious over JP '799 and Kyung.

In view of the above, reconsideration and withdrawal of the §§102(b)/103(a) rejection based on JP '799 are respectfully requested.

Allowance is respectfully requested. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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